



State of Tennessee  
**DEPARTMENT OF ENVIRONMENT AND CONSERVATION**  
**DIVISION OF WATER RESOURCES**

William R. Snodgrass - Tennessee Tower  
312 Rosa L. Parks Avenue, 11th Floor  
Nashville, Tennessee 37243-1102

October 7, 2015

Mr Phil Fawcett, Manager  
Rural Plains Partnership  
e-copy: [nmunson@boyle.com](mailto:nmunson@boyle.com)  
5900 Poplar Ave  
Memphis, TN 38119

Subject: **Tracking No. TNP100017**  
**Berry Farms**  
**Franklin, Williamson County, Tennessee**

Dear Mr Fawcett:

On September 10, 2015, we received a Notice of Intent (NOI) to obtain coverage under the Pesticide General Permit (PGP). We find the NOI to be complete and to follow the intent of the PGP. However, the proposed activity is so limited in scope that it does not meet any of the thresholds outlined in the permit. Since you don't represent an agency in charge of pesticide management, nor an irrigation and weed control district, the permit coverage is required only if treatment during a calendar year is more than either 20 linear miles or 80 acres of water (i.e., surface area). Neither of those two thresholds are met.

Consequently, we do not think you need coverage under the PGP. We will keep this tracking number as "inactive" in our files. Having said that, please remember that application of pesticides must comply with all other applicable federal and state laws and regulations. For example, PGP does not negate the requirements under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and its implementing regulations to use registered pesticides consistent with the product's labeling.

If you have questions, please contact the Nashville Environmental Field Office at 1-888-891-TDEC; or, at this office, please contact me at (615) 532-0670 or by E-mail at [Vojin.Janjic@tn.gov](mailto:Vojin.Janjic@tn.gov).

Sincerely,

Vojin Janjic  
Manager, Water-Based Systems

cc: Permit File  
Nashville Environmental Field Office  
Owen Davis, [odnaturesgallery@comcast.net](mailto:odnaturesgallery@comcast.net)  
Mr. Kent Smith, BNB-WCO Investors, LLC, [ksmith@boyle.com](mailto:ksmith@boyle.com)